



The following constitutes
the order of the court. Signed October 28, 2010

Stephen Johnson

Stephen L. Johnson
U.S. Bankruptcy Judge

1 DEVIN DERHAM-BURK #104353
2 CHAPTER 13 STANDING TRUSTEE
3 P O BOX 50013
4 SAN JOSE, CA 95150-0013

5 Telephone: (408) 354-4413
6 Facsimile: (408) 354-5513

7 Trustee for Debtor

8 UNITED STATES BANKRUPTCY COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

11 In Re:
12 ALICE B GARCIA

13) Chapter 13
14) Case No. 09-60558 SLJ
15)
16) ORDER DISMISSING CASE
17) PRE-CONFIRMATION
18)
19) Hearing Date: October 21, 2010
20) Hearing Time: 2:00 p.m.
21) Judge: STEPHEN L. JOHNSON
22) Place: U.S. Bankruptcy Court
23) 280 S 1st St., Room 3099
24) San Jose, CA 95113
25)
26) Debtor

27)
28) The Motion to Dismiss filed by DEVIN DERHAM-BURK, Chapter 13 Standing Trustee
29) (hereafter "Trustee") came regularly for hearing on October 21, 2010; the Trustee was
30) present, and other appearances were as noted on the record. The Court having considered all
31) pleadings in the case, and good cause appearing therefore,

32)
33) IT IS HEREBY ORDERED THAT the case is dismissed without prejudice. After payment
34) of allowed adequate protection payments, administrative costs or fees, the Chapter 13
35) Standing Trustee shall return to the Debtor any remaining balance of the debtor funds on
36) hand.
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45)

1 Notwithstanding the dismissal of the case, the Chapter 13 Standing Trustee shall remit to the
2 Clerk of the Court funds from any previously disbursed checks that remain uncashed. The
3 Chapter 13 Standing Trustee shall submit at a later date her Trustee's Final Report for
4 approval by the Court. Notice of the dismissal shall be served upon all parties by the Clerk
5 of the Court.

6 * * * **END OF ORDER** * * *

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COURT SERVICE LIST

Case Name: ALICE B GARCIA

Case No.: 09-60558 SLJ

ALICE B GARCIA
P O BOX 227
SAN MARTIN, CA 95046

MERRILL E ZIMMERSHEAD ESQ
GILROY LAW CORP
7539 EIGLEBERRY ST
GILROY, CA 95020